



PUBLIC MATTER

ORIGINAL

FILED

AUG 27 2008

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

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THE STATE BAR COURT

HEARING DEPARTMENT - LOS ANGELES

In the Matter of) Case No. 07-O-10855
ANNE E.H. KANTER,)
No. 220805,) NOTICE OF DISCIPLINARY CHARGES
A Member of the State Bar.)

NOTICE - FAILURE TO RESPOND!

IF YOU FAIL TO FILE AN ANSWER TO THIS NOTICE WITHIN THE TIME ALLOWED BY STATE BAR RULES, INCLUDING EXTENSIONS, OR IF YOU FAIL TO APPEAR AT THE STATE BAR COURT TRIAL, (1) YOUR DEFAULT SHALL BE ENTERED, (2) YOU SHALL BE ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR AND WILL NOT BE PERMITTED TO PRACTICE LAW UNLESS THE DEFAULT IS SET ASIDE ON MOTION TIMELY MADE UNDER THE RULES OF PROCEDURE OF THE STATE BAR, (3) YOU SHALL NOT BE PERMITTED TO PARTICIPATE FURTHER IN THESE PROCEEDINGS UNLESS YOUR DEFAULT IS SET ASIDE, AND (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.

STATE BAR RULES REQUIRE YOU TO FILE YOUR WRITTEN RESPONSE TO THIS NOTICE WITHIN TWENTY DAYS AFTER SERVICE.

IF YOUR DEFAULT IS ENTERED AND THE DISCIPLINE IMPOSED BY THE SUPREME COURT IN THIS PROCEEDING INCLUDES A PERIOD OF ACTUAL SUSPENSION, YOU WILL REMAIN SUSPENDED FROM THE PRACTICE OF LAW FOR AT LEAST THE PERIOD OF TIME SPECIFIED BY THE SUPREME COURT. IN ADDITION, THE ACTUAL SUSPENSION

1 **WILL CONTINUE UNTIL YOU HAVE REQUESTED, AND THE STATE**
2 **BAR COURT HAS GRANTED, A MOTION FOR TERMINATION OF THE**
3 **ACTUAL SUSPENSION. AS A CONDITION FOR TERMINATING THE**
4 **ACTUAL SUSPENSION, THE STATE BAR COURT MAY PLACE YOU ON**
5 **PROBATION AND REQUIRE YOU TO COMPLY WITH SUCH**
6 **CONDITIONS OF PROBATION AS THE STATE BAR COURT DEEMS**
7 **APPROPRIATE. SEE RULE 205, RULES OF PROCEDURE FOR STATE**
8 **BAR COURT PROCEEDINGS.**

9 The State Bar of California alleges:

10 JURISDICTION

11 1. ANNE E.H. KANTER ("Respondent") was admitted to the practice of law in the State
12 of California on November 22, 2002, was a member at all times pertinent to these charges, and is
13 currently a member of the State Bar of California.

14 COUNT ONE

15 Case No. 07-O-10855
16 Business and Professions Code, section 6068(l)
17 [Failure to Comply with Agreement in Lieu of Discipline]

18 2. Respondent wilfully violated Business and Professions Code, section 6068(l), by
19 failing to keep all agreements made in lieu of disciplinary prosecution with the agency charged
20 with attorney discipline, as follows:

21 3. On or about October 24, 2005, Respondent and the State Bar of California ("State
22 Bar"), entered into an Agreement in Lieu of Discipline ("ALD") in case number 04-O-15851.
23 The ALD became effective on October 24, 2005, and was to remain in effect for a period of one
24 (1) year, on or about October 24, 2006.

25 4. Pursuant to the ALD, Respondent was required to comply with certain terms and
26 conditions attached to the ALD through and including October 24, 2006, including:

27 (a) that during the effective period of the ALD, Respondent shall submit written
28 quarterly reports to the Office of Probation not later than January 10, April 10, July 10, and
October 10, of each year or part thereof during which the conditions of the ALD remain in
effect, and shall file a final report covering the remaining portion of the effective period of the
ALD following the last quarterly report required to be filed;

(b) that Respondent shall obtain psychiatric or psychological treatment for a duly licensed psychiatrist, clinical psychologist or clinical social worker, no less than two (2) times per month, commencing within thirty (30) days of the execution of the ALD; and shall furnish to the Office of Probation, at the time quarterly reports are required to be filed by the Respondent with the Office of Probation, a written statement from the treating psychiatrist, clinical psychologist or clinical social worker, that Respondent is complying with the recommended course of treatment; or, if the treating psychiatrist, clinical psychologist or clinical social worker determines that Respondent is no longer in need of treatment, a written statement from the treating psychiatrist, clinical psychologist or clinical social worker verifying the conclusion of treatment; and

(c) that within one (1) year of the date of execution of the ALD, Respondent shall attend the State Bar Ethics School and shall take and pass the test given at the end of such session.

5. Due to Respondent's failure to submit her quarterly reports for January 10, 2006 and April 10, 2006 until May 23, 2006; her failure to obtain any treatment from a duly licensed psychiatrist, clinical psychologist or clinical social worker and the failure to submit to the Office of Probation a written statement from a treating psychiatrist, clinical psychologist or clinical worker that she was complying with the recommended course of treatment due with her January 10, 2006 and April 10, 2006 quarterly reports, Respondent and the State Bar entered into an agreement modifying the terms and conditions of the ALD ("Modification") on or about June 28, 2006. The Modification extended the effective period of the ALD to July 31, 2007.

6. Respondent failed to timely submit to the Office of Probation the quarterly report and written statement from her treating psychiatrist, clinical psychologist or clinical social worker that Respondent is complying with her recommended course of treatment that were due no later than October 10, 2007.

7. To date, Respondent has failed to submit to the Office of Probation the quarterly reports that were due no later than January 10, 2007; April 10, 2007; and July 10, 2007; or the final report due no later than July 31, 2007.

1 8. To date, Respondent has failed to submit to the Office of Probation either a written
2 statement from her treating psychiatrist, clinical psychologist or clinical social worker that
3 Respondent is complying with her recommended course of treatment or a written statement from
4 the treating psychiatrist, clinical psychologist or clinical social worker verifying the conclusion
5 of Respondent's treatment, which Respondent was required to submit with the quarterly reports
6 due no later than January 10, 2007; April 10, 2007; and July 10, 2007; and with her final report
7 due no later than July 31, 2007.

8 9. To date, Respondent has failed to attend the State Bar Ethics School and take and pass
9 the test given at the end of such session, which Respondent was required to do by July 31, 2007.

10 10. By failing to timely submit to the Office of Probation the quarterly reports and
11 statement from her treating psychiatrist, clinical psychologist or clinical social worker that
12 Respondent is complying with her recommended course of treatment that was due no later than
13 October 10, 2006; by not submitting at any time to the Office of Probation the quarterly reports
14 and either (a) written statements from her treating psychiatrist, clinical psychologist or clinical
15 social worker that she was complying with her recommended course of treatment or (b) a written
16 statement from her treating psychiatrist, clinical psychologist or clinical social worker verifying
17 the conclusion of her treatment, which were due no later than January 10, 2007, April 10, 2007,
18 and July 10, 2007; by failing to submit to the Office of Probation a final report which was due no
19 later than July 31, 2007 with either statement from her treating psychiatrist, clinical psychologist
20 or clinical social worker; and by failing to attend State Bar Ethics School and take and pass the
21 test given at the end of such session; Respondent failed to keep all agreements made in lieu of
22 discipline with the agency charged with attorney discipline.

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25 **NOTICE - INACTIVE ENROLLMENT!**

26 **YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR**
27 **COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE**
28 **SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL**
 THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO
 THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN

1 INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE
2 ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE
3 RECOMMENDED BY THE COURT. SEE RULE 101(c), RULES OF
4 PROCEDURE OF THE STATE BAR OF CALIFORNIA.

5 **NOTICE - COST ASSESSMENT!**

6 IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE,
7 YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY
8 THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF
9 THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE
10 SECTION 6086.10. SEE RULE 280, RULES OF PROCEDURE OF THE
11 STATE BAR OF CALIFORNIA.

12 Respectfully submitted,

13 THE STATE BAR OF CALIFORNIA
14 OFFICE OF THE CHIEF TRIAL COUNSEL

15 Dated: August 27, 2008

16 By: 

17 SUZAN J. ANDERSON
18 Deputy Trial Counsel
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